

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

**IN RE**

**MARIANGELIE SANTIAGO HERNANDEZ**

**DEBTOR(S)**

**CASE NO. 11-03192-EAG**

**CHAPTER: 13**

**MOTION REQUESTING DISMISSAL**

**TO THE HONORABLE COURT:**

Comes now, **RELIABLE FINANCIAL SERVICES, INC.**, holder of a secured claim and Movant herein, and respectfully sets forth and prays:

1. Movant is the holder in due course of a duly executed conditional sales contract over motor vehicle SUZUKI AERIO 2006 registered under number 3351850, executed by debtor(s) on SEPTEMBER 5, 2006.
2. Debtor's(s') Chapter 13 Plan was confirmed on NOVEMBER 25, 2013. Said plan calls for \$200.00 X 5,    \$.00 X 6,    \$200.00 X 15,    \$325.00 X 31    each. Movant is proposed to be paid 100% of its claim through the Chapter 13 Trustee's Office (Trustee).
3. However, according to the records made available to creditors by the Trustee, as of today's date, debtor(s) has(have) only paid **\$5,300.00**, out of **\$6,275.00** due.
4. Section 1307 (c) (6) of the Bankruptcy Code provides for the dismissal of a case under chapter 13 for "material default by the debtor with respect to a term of a confirmed plan."

**WHEREFORE**, Movant requests the dismissal of the instant case since debtor(s) has(have) defaulted on the payments to the Chapter 13 Trustee.

**NOTICE TO ALL PARTIES** is hereby given to the effect that unless a party in interest objects to the dismissal of this case within thirty (30) days from the date of this notice, the case may be dismissed without a hearing.

**CERTIFICATE OF MAILING**

I hereby certify that the present motion was filed electronically with the Clerk of the Court using CM/ECF systems which will send notifications of such to the **JOSE R. CARRION**, Trustee and **MADELINE SOTO PACHECO**, Debtor(s) Attorney and that we have sent copy of this document through regular mail to Debtor(s) **MARIANGELIE SANTIAGO HERNANDEZ, URB PORTAL DEL VALLE CALLE SEGOVIA 50 JUANA DIAZ, PR 00795** and all non CM/ECF participants interested parties to their address of record.

**RESPECTFULLY SUBMITTED,**

In San Juan, Puerto Rico this 1st day of MAY, 2014.

**/S/ CARLOS E. PEREZ PASTRANA  
USDC-208913  
Attorney for Movant  
PO BOX 21382  
SAN JUAN, PR 00928-1382  
TEL. 787-625-6645 FAX: 787-625-4891  
[cperezp@reliablefinancial.com](mailto:cperezp@reliablefinancial.com)**

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO**

**IN RE:**

**MARIANGELIE SANTIAGO  
HERNANDEZ**

**DEBTOR(S)**

**CASE NO. 11-03192-EAG  
CHAPTER 13**

**MOTION SUBMITTING DECLARATION  
UNDER PENALTY OF PERJURY**

Comes now, **RELIABLE FINANCIAL SERVICES,INC.**, holder of a secured claim and Creditor herein and submitting to the Honorable Court the following declaration:

I, **Hildaris B. Burgos Muriel , Bankruptcy Officer** for RELIABLE FINANCIAL SERVICES, declare under penalty of perjury, the following:

That according to the enclosed certification, provided by Department of Defense Manpower Data Center (DMDC), debtor(s) is(are) not on active military duty nor in the military service and does not fall within the Service Member Civil Relief Act of 2003.

**RESPECTFULLY SUBMITTED,**

In San Juan, Puerto Rico this 01 day of MAY, 2014.

**/S/Hildaris B. Burgos Muriel  
Bankruptcy Officer  
P. O. Box 21382  
San Juan, PR 00928-1382  
Tel: (787)625-6647 Fax:(787)625-4891  
hburgosm@reliablefinancial.com**



Status Report  
Pursuant to Servicemembers Civil Relief Act

Last Name: SANTIAGO

First Name: MARIANGELIE

Middle Name:

Active Duty Status As Of: May-01-2014

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders for Active Duty.

Mary M. Snavely-Dixon, Director  
Department of Defense - Manpower Data Center  
4800 Mark Center Drive, Suite 04E25  
Arlington, VA 22350

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense (DoD) that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Servicemembers Civil Relief Act (50 USC App. § 501 et seq. as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced only a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual was on active duty for the active duty status date, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenselink.mil" URL: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>. If you have evidence the person was on active duty for the active duty status date and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. § 521(c).

This response reflects the following information: (1) The individual's Active Duty status on the Active Duty Status Date (2) Whether the individual left Active Duty status within 367 days preceding the Active Duty Status Date (3) Whether the individual or his/her unit received early notification to report for active duty on the Active Duty Status Date.

## More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC § 101(d) (1). Prior to 2010 only some of the active duty periods less than 30 consecutive days in length were available. In the case of a member of the National Guard, this includes service under a call to active service authorized by the President or the Secretary of Defense under 32 USC § 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy Training and Administration of the Reserves (TARs), Marine Corps Active Reserve (ARs) and Coast Guard Reserve Program Administrator (RPAs). Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps).

## Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate. SCRA protections are for Title 10 and Title 14 active duty records for all the Uniformed Services periods. Title 32 periods of Active Duty are not covered by SCRA, as defined in accordance with 10 USC § 101(d)(1).

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of the SCRA extend beyond the last dates of active duty.

Those who could rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected

**WARNING:** This certificate was provided based on a last name, SSN/date of birth, and active duty status date provided by the requester. Providing erroneous information will cause an erroneous certificate to be provided.

**Certificate ID: E9ED307530BCF70**

Label Matrix for local noticing

0104-2

Case 11-03192-EAG13

District of Puerto Rico

Ponce

Tue Aug 27 09:59:30 AST 2013

PRA RECEIVABLES MANAGEMENT LLC

POB 41067

NORFOLK, VA 23541-1067

Cooperativa de Ahorro y Credito de Juana Diaz

PO Box 8849

Ponce, PR 00732-8849

NATIONAL CAPITAL MANAGEMENT, LLC

8245 TOURNAMENT DRIVE SUITE 230

MEMPHIS, TN 38125-1741

ARIEL SOTO SANTIAGO

HC 5 BOX 13849

JUANA DIAZ, PR 00795-9518

RELIABLE FINANCIAL SERVICES

PO BOX 21382

SAN JUAN, PR 00928-1382

US Bankruptcy Court District of PR

Jose V Toledo Fed Bldg &amp; US Courthouse

300 Recinto Sur Street, Room 109

San Juan, PR 00901-1964

COOP AHORRO Y CREDITO JUANA DIAZ

CALLE COMERCIO #13

PO BOX 1439

JUANA DIAZ, PR 00795-1439

AT&amp;T MOBILITY

PO BOX 537104

ATLANTA, GA 30353-7104

CENTENNIAL

PO BOX 71333

SAN JUAN, PR 00936-8433

EASTERN AMERICA INSURANCE CO

PO BOX 9023862

SAN JUAN, PR 00902-3862

FIRST BANK

BANKRUPTCY DIVISION

P.O. BOX 9146

SAN JUAN, PR 00908-0146

FIRST BANK PUERTO RICO

BANKRUPTCY DIVISION

PO BOX 9146

SAN JUAN, PR 00908-0146

GE Money Bank

c/o B-Line, LLC

MS 550

PO Box 91121

Seattle, WA 98111-9221

HOME DEPOT CREDIT SERVICES

PROCESSING CENTER

DES MOINES, IA 50364-0500

INTERNAL REVENUE SERVICE

CITY VIEW PLAZA II

48 CARR 165 STE 2000

GUAYNABO, PR 00968-8000

(p)INTERNAL REVENUE SERVICE

CENTRALIZED INSOLVENCY OPERATIONS

PO BOX 7346

PHILADELPHIA PA 19101-7346

PUERTO RICO ELECTRIC POWER

BANKRUPTCY CLAIMS OFFICE

PO BOX 364267

SAN JUAN PR 00936-4267

SCOTIABANK DE PUERTO RICO

DEPARTAMENTO DE PRESTAMOS HIPOTECARIOS

PO BOX 71576

SAN JUAN, PR 00936-8676

SEARS CREDIT CARDS

PO BOX 183081

COLUMBUS, OH 43218-3081

WALMART

PO BOX 530927

ATLANTA, GA 30353-0927

WALMART

PO BOX 960024

ORLANDO, FL 32896-0024

JOSE RAMON CARRION MORALES

PO BOX 9023884

SAN JUAN, PR 00902-3884

MADELINE SOTO PACHECO

LUBE &amp; SOTO LAW OFFICES, P.S.C.

1130 AVE FD ROOSEVELT

SAN JUAN, PR 00920-2906

MARIANGELIE SANTIAGO HERNANDEZ

URB PORTAL DEL VALLE

CALLE SEGOVIA 50

JUANA DIAZ, PR 00795-5508

MONSITA LECAROZ ARRIBAS

OFFICE OF THE US TRUSTEE (UST)

OCHOA BUILDING

500 TANCA STREET SUITE 301

SAN JUAN, PR 00901

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

INTERNAL REVENUE SERVICE  
PO BOX 21126  
PHILADELPHIA, PA 19114-0326

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)National Capital Management, LLC.  
8245 Tournament Drive  
Suite 230  
Memphis, TN 38125-1741

(d)PRA Receivables Management, LLC  
POB 41067  
Norfolk, VA 23541-1067

(d)RELIABLE FINANCIAL SERVICES  
PO BOX 21382  
SAN JUAN, PR 00928-1382

End of Label Matrix  
Mailable recipients 27  
Bypassed recipients 3  
Total 30